

10/520 683

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PATENT

PC10706US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appn. No: Not Yet Known  
Applicant: Holger Von Hayn et al.  
Filed: Herewith  
Title: BRAKE BY-WIRE ACTUATOR  
T.C./A.U.:  
Examiner:

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of the references listed on the 1449 form, other than U.S. patents, is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

References DE 2 327 508, DE 40 29 793, DE 42 08 496, DE 42 34 041, DE 44 39 904, EP 0 754 607, DE 195 43 698, DE 197 23 665, DE 196 32 035 and DE 197 50 977 are not in the English language, but an English translation thereof is attached to the copy of each reference submitted herewith.

All of these references were cited by a foreign patent office in a counterpart foreign application. A copy of each of the search reports, indicating the degree of relevance determined by the foreign patent office is submitted herewith. MPEP Section 609A(3), second paragraph.

PC10706US

This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Respectfully submitted,

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Attorneys for Applicants

RPS/EEF/krh

Enclosures: PTO Form 1449  
(11) References  
International Search Report  
German Search Report

Dated: January 7, 2005

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*Kathleen Libby*  
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Substitute for Form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

SHEET 1 of 1

Complete if Known

10/520683

Application Number	Not Yet Known
Filing Date	Herewith
First Named Inventor	Holger Von Hayn
Art Unit	
Examiner Name	
Attorney Docket No.	PC10706US

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,927,827	07-27-1999	Gary Lee Johnston et al.	
		US-4,395,883	08-02-1983	Wolfgang Melinat	
		US-			
		US-			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date (MM-DD- YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		DE 2 327 508 (English abstract attached)	12-19-1974	Teldix GmbH		<input checked="" type="checkbox"/>
		DE 40 29 793 A1 (English abstract attached)	03-26-1992	Robert Bosch GmbH		<input checked="" type="checkbox"/>
		DE 42 08 496 C1 (English abstract attached)	08-05-1993	Mercedes-Benz		<input checked="" type="checkbox"/>
		DE 42 34 041 C1 (English abstract attached)	03-17-1994	Mercedes-Benz		<input checked="" type="checkbox"/>
		DE 44 39 904 A1 (English abstract attached)	05-09-1996	ITT Automotive Europe GmbH		<input checked="" type="checkbox"/>
		EP 0 754 607 A2 (English abstract attached)	01-22-1997	Bayerische Motoren Werke AG		<input checked="" type="checkbox"/>
		DE 195 43 698 C1 (English abstract attached)	03-20-1997	Mercedes-Benz		<input checked="" type="checkbox"/>
		DE 197 23 665 C2 (English abstract attached)	12-11-1997	Varity Kelsey-Hayes GmbH		<input checked="" type="checkbox"/>
		DE 196 32 035 A1 (English abstract attached)	02-12-1998	Robert Bosch GmbH		<input checked="" type="checkbox"/>
		DE 197 50 977 A1 (English abstract attached)	06-02-1999	Daimler Chrysler AG		<input checked="" type="checkbox"/>
		** JP 2000/280872	10-10-2000	Tokico Ltd.		<input checked="" type="checkbox"/>
		**Abstract only				<input type="checkbox"/>

Examiner Signature	/Bradley King/	Date Considered	09/14/2008
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

<sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St.16 if possible.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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